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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
ALEXANDRIA DIVISION

Darryl C. Gillard

CIVIL ACTION NO. 05-1289

VS.

SECTION P

Hardy Chain, Et la.

JUDGE DRELL

MAGISTRATE JUDGE KIRK

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record, determining that the findings are correct under the applicable law, and considering the objections to the Report and Recommendation in the record;

IT IS ORDERED that plaintiff's civil rights action be DISMISSED WITH PREJUDICE as frivolous, for failing to state a claim on which relief may be granted pursuant to the provisions 28 U.S.C. § 1915(e)(2)(B)(i), (ii), and (ii).

THUS DONE AND SIGNED, in chambers, in Alexandria, Louisiana,  
on this 28<sup>th</sup> day of November, 2005.

  
DEE D. DRELL

UNITED STATES DISTRICT JUDGE